

VIRGINIA:

BEFORE THE VIRGINIA GAS AND OIL BOARD

APPLICANT:	EQUITABLE RESOURCES EXPLORATION,	)	
	a Division of Equitable Resources	)	VIRGINIA GAS
	Energy Company	)	AND OIL BOARD
		)	
RELIEF SOUGHT:	POOLING OF INTERESTS IN A	)	
	DRILLING UNIT LOCATED IN THE	)	DOCKET NO.
	ROARING FORK COALBED METHANE	)	94-1213-0490
	GAS FIELD DESCRIBED IN EXHIBIT	)	
	A HERETO AND SERVED BY WELL NO.	)	
	VC-3295 (herein "Subject	)	
	Drilling Unit") PURSUANT TO	)	
	§§ 45.1-361.21 and 45.1-361.22,	)	
	CODE OF VIRGINIA, 1950 AS	)	
	AMENDED, FOR THE PRODUCTION	)	
	OF OCCLUDED NATURAL GAS	)	
	PRODUCED FROM COALBEDS AND	)	
	ROCK STRATA ASSOCIATED THEREWITH	)	
	(herein "Coalbed Methane Gas"	)	
	or "Gas")	)	
		)	
		)	
LEGAL DESCRIPTION:		)	
		)	
	SUBJECT DRILLING UNIT SERVED BY WELL	)	
	NUMBERED VC-3295 (herein "Well")	)	
	WILLIAM R. BEVINS OIL & GAS TRACT	)	
	GLADEVILLE MAGISTERIAL DISTRICT,	)	
	WISE COUNTY, VIRGINIA (the "Subject	)	
	Lands" are more particularly described	)	
	on Exhibit "A", attached hereto and	)	
	made a part hereof)	)	

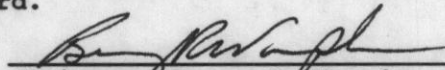
REPORT OF THE BOARD

FINDINGS AND ORDER

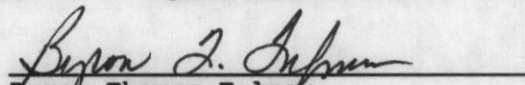
1. Hearing Date and Place: This matter came on for hearing before the Virginia Gas and Oil Board (hereafter "Board") at 9:00 a.m. on December 13, 1994, Ratliff Hall, Southwest Virginia Education 4-H Center, Abingdon, Virginia at which time Applicant made a motion to withdraw its Application in this matter.
2. Appearances: James E. Kaiser of Hunter, Smith & Davis appeared for the Applicant; and Sandra B. Riggs, Assistant Attorney General, was present to advise the Board.
3. Jurisdiction: Pursuant to Va. Code § 45.1-361.1 et seq., the Board finds that it has jurisdiction over the subject matter.
4. Relief Requested: The Applicant's application in this matter sought to have the Board: (1) pool the rights, interests and claims of the gas and/or oil owners in Subject Drilling Unit for the drilling and operation, including production thereof, of Subject Drilling Unit established for the Berea Sandstone Formations (herein "Subject Formation") underlying and comprised of the Subject Lands; and (2) name the Applicant as the Operator of Subject Drilling Unit. At the hearing of this matter, a motion was made requesting that the Applicant be permitted to withdraw its application for the compulsory pooling of Subject Drilling Unit.

5. Relief Granted: There being no objections to Applicant's motion to dismiss, the Board hereby grants Applicant's motion and hereby dismisses the Application filed in VGOB Docket No. 94-11213-0490 without prejudice.

DONE AND EXECUTED this 20<sup>th</sup> day of December, 1994, by a majority of the Virginia Gas and Oil Board.

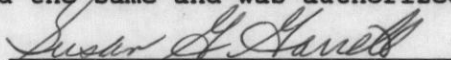
  
Chairman, Benny R. Wampler

DONE AND PERFORMED this 20<sup>th</sup> day of December, 1994, by Order of this Board.

  
Byron Thomas Fulmer  
Principal Executive To The Staff  
Virginia Gas and Oil Board

STATE OF VIRGINIA )  
COUNTY OF WISE )

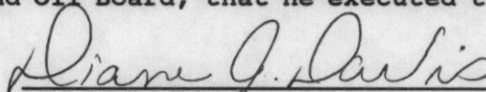
Acknowledged on this 20<sup>th</sup> day of December, 1994, personally before me a notary public in and for the Commonwealth of Virginia, appeared Benny Wampler, being duly sworn did depose and say that he is Chairman of the Virginia Gas and Oil Board, that he executed the same and was authorized to do so.

  
Susan G. Garrett  
Notary Public

My commission expires 7/31/98

STATE OF VIRGINIA )  
COUNTY OF WASHINGTON )

Acknowledged on this 20<sup>th</sup> day of December, 1994, personally before me a notary public in and for the Commonwealth of Virginia, appeared Byron Thomas Fulmer, being duly sworn did depose and say that he is Principal Executive to the Staff of the Virginia Gas and Oil Board, that he executed the same and was authorized to do so.

  
Diane J. Davis  
Notary Public

My commission expires 09/30/97



11,950'

Latitude 37° 00' 00"

Longitude 82° 37' 30"

EREX Ls. 244400  
P. H. Robinette Est. - surface, coal, oil & gas  
50.84 Acres  
Gas 1.78 Ac. 2.22%  
Tract 1

Tract 13

EREX Ls. 223095L-01 / Tr. 45  
EREX Ls. 223095L-02 / Tr. 45  
Greater Wise, Inc. - coal, oil & gas  
James H. Hill  
348.75 Acres  
Gas 24.15 Ac. 30.19%

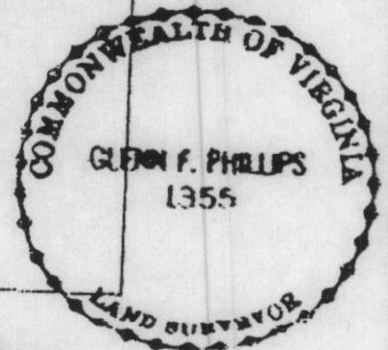
Tract 2  
EREX Ls. 223152L  
William R. Berline, et al  
surface, coal, oil & gas  
42.59 Acres  
Gas 12.58 Ac. 15.72%

S 89°00'25" E 84.92'  
N 89°12'11" E 156.40'  
V-2525  
VC-J295  
S 36°24'07" W 108.89'

EREX Lease 244383L  
David E. Tussing -  
surface, coal, oil & gas  
3.25 Acres  
Gas 2.57 Ac. 3.21%

1866.76'

The Christian Church of God, Powell River -  
surface, coal, oil & gas  
0.947 Acres Except Norton Seam  
Greater Wise Inc. - 0.947 Ac. Norton Seam only  
Gas 0.78 Ac. 0.98%



CFMA Corporation  
surface, coal, oil & gas  
9 Acres Except Norton Seam  
Greater Wise Inc. - 9 Acres Norton Seam only  
Gas 1.42 Ac. 1.77%

Well elevation determined by trigonometric  
leveling from Y-320

Area of Unit = 80 Ac.

Well Coordinates: (VA St. Plane S. Zone)  
N 262,810.42 -E 783,530.71

## WELL LOCATION PLAT

COMPANY Equitable Resources Exploration WELL NAME AND NUMBER VC-3295  
TRACT NO. 223152L ELEVATION 2338.02 QUADRANGLE Norton  
COUNTY Wise DISTRICT Gladeville SCALE 1" = 400' DATE 10-12-1994

This Plat is a new plat X; an updated plat     ; or a final location plat     

Denotes the location of a well on United States topographic Maps, scale 1 to 24,000, latitude and longitude lines being represented by border lines as shown.

*Glenn F. Phillips*

Licensed Professional Engineer or Licensed Land Surveyor

BEFORE THE VIRGINIA GAS AND OIL BOARD

APPLICANT: EQUITABLE RESOURCES )  
EXPLORATION )  
RELIEF SOUGHT: POOLING )  
WELL NUMBER: V-3295 ) DOCKET NO. VGOB-94/12/13-0490

AFFIDAVIT OF MAILING  
(CERTIFICATE OF SERVICE)

STATE OF TENNESSEE )  
COUNTY OF SULLIVAN )

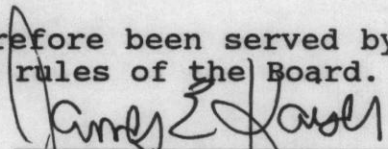
James E. Kaiser, of lawful age, being duly sworn, upon oath, deposes and says:

(1) He is an attorney employed by Hunter, Smith & Davis, Agent for Equitable Resources Exploration ("EREX") and makes this affidavit on behalf of EREX.

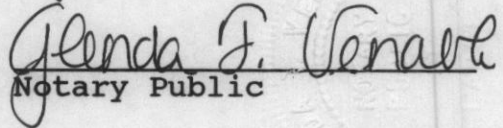
(2) Based upon information and belief, the names and last-known addresses, where such addresses are known, of the unleased parties owning a interest in the oil and gas in this cause are set forth and attached hereto.

(3) On the 10th day of November, 1994, true and correct copies of the Application and the Notice of Hearing in this matter were placed in the United States mail in Kingsport, TN, certified mail, return receipt requested, postage prepaid, duly addressed to the parties at their respective addresses as set forth in the attached and by reference, made a part hereof.

(4) Notice of this cause has therefore been served by mail pursuant to the applicable statutes and rules of the Board.

  
James E. Kaiser

SUBSCRIBED AND SWORN TO before me this 2nd day of December, 1994.

  
Notary Public

My commission expires:

1/27/96



NOTICE OF HEARING BEFORE THE DEPARTMENT OF MINES,  
MINERALS & ENERGY, DIVISION OF GAS AND OIL  
Docket Number VGOB-94/12/13-0490  
Well Number VC-3295

TO: All persons, their known and unknown heirs, executors, administrators, devisees, assigns and successors, owning an interest in the gas, oil, coal or minerals underlying the William R. Bevins Oil and Gas Tract of land and adjacent tracts on the Norton Quadrangle in Gladeville District of Wise County, Virginia, and is located on the waters of an unnamed tributary of the Powell River.

NOTICE IS HEREBY GIVEN that Equitable Resources Exploration, a division of Equitable Resources Energy Company, Two Executive Park Place, 1989 East Stone Drive, Kingsport, Tennessee, 37660, is requesting that the Virginia Oil and Gas Board (hereinafter "Board") issue an order pooling all the rights, interests, and estates pursuant to Virginia Code Ann. § 45.1-361.1 et seq. in regard to the drilling, development and production of oil and gas and coalbed methane from drilling Unit V-3295, containing approximately [80] acres, located on the above-referenced tracts.

NOTICE IS FURTHER GIVEN that this cause has been set for hearing and the taking of evidence before the Board at 9:00 a.m. on December 13, 1994 at the 4-H Center, Route 609, Hillman Highway in Abingdon, Virginia.

All interested persons may attend this hearing, with or without an attorney, and offer evidence or state any comments you have. The Board rules require that any written objections you wish to file must be filed with the Board at least 10 days before the hearing. For further information, contact the Virginia Gas and Oil Board, State Gas and Oil Inspector, Department of Mines, Minerals and Energy, Division of Gas and Oil, P.O. Box 1416, Abingdon, Virginia, 24210, (703) 676-5423 or the Applicant at the address shown above.